

12/08/99
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Form PTO-1082

FORM PTO-1082

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Express Mail Label No. EL399233355US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

here application of:

Gary K. Michelson, M.D.

Serial No: N/A

Filed: December 8, 1999

For: SPINAL IMPLANT SURFACE CONFIGURATION

jc564 U.S. PRO
09/457228
12/08/99

Box PATENT APPLICATION
Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Transmitted herewith for filing is the patent application identified above.

- 7 sheet(s) of drawings (formal informal) is(are) enclosed.
 48 page(s) of specification and 1 page(s) of abstract of the invention are enclosed.
 An assignment of the invention to _____ is enclosed will follow.
 An associate power of attorney is enclosed will follow.
 A verified statement to establish small entity status under 37 C.F.R. §§ 1.9 & 1.27 is enclosed.
 Declaration and Power of Attorney is enclosed will follow.
 A certified copy of _____ Patent Application No. _____ filed _____ from which priority is claimed under 35 U.S.C. § 119 is enclosed.
 IDS enclosed (with references).
 Preliminary Amendment is enclosed.

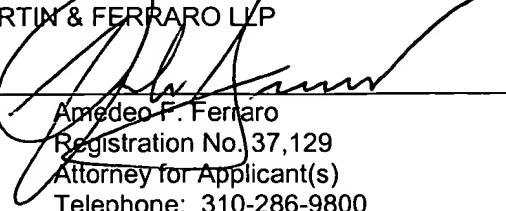
| CALCULATION OF FEES | | | | | | | | |
|---------------------|--|---------------------|-----|-------------------------|---------------------|------|-----------|--|
| ITEM | | TOTAL NO. OF CLAIMS | | NO. OF CLAIMS OVER BASE | LG/SM \$ ENTITY FEE | | \$ AMOUNT | \$ FEE |
| A | TOTAL CLAIMS FEE | 202 | -20 | 182 | LG=\$18 SM=\$9 | \$18 | \$3,276 | |
| B | INDEPENDENT CLAIMS FEE* | 7 | -3 | 4 | LG=\$78 SM=\$39 | \$78 | \$ 312 | |
| C | SUBTOTAL - ADDITIONAL CLAIMS FEE (ADD FINAL COLUMN IN LINES A + B) | | | | | | | \$ 3,588 |
| D | MULTIPLE-DEPENDENT CLAIMS FEE | | | | | | | LARGE ENTITY FEE = \$260 SMALL ENTITY FEE = \$130 \$ 0 |
| E | BASIC FEE | | | | | | | LARGE ENTITY FEE = \$760 SMALL ENTITY FEE = \$380 \$ 760 |
| F | TOTAL FILING FEE (ADD TOTALS FOR LINES C, D, AND E) | | | | | | | \$ 4,348 |
| G | ASSIGNMENT RECORDING FEE | | | | | | | \$ 40 \$ 0 |
| | *LIST INDEPENDENT CLAIMS [LIST OF INDEPENDENT CLAIMS] | | | | | | | |

- A check in the amount of \$ 4,348 to cover the filing fee is enclosed.
 A check in the amount of \$ _____ to cover Assignment Recordation fee is enclosed.

- The Commissioner is hereby authorized to charge any deficiency for the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-1066. **A copy of this sheet is enclosed.**
- Any additional filing fees required under 37 C.F.R. § 1.16
- Any patent application processing fees under 37 C.F.R. § 1.17

Respectfully submitted,
MARTIN & FERRARO LLP

By:


Amedeo F. Ferraro
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Date: December 8, 1999

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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CONFIGURATION

Art Unit: N/A

Examiner: N/A

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Date of Deposit: December 8, 1999

Box PATENT APPLICATION

Assistant Commissioner for Patents

Washington, D.C. 20231

Dear Sir:

I hereby certify that

- two copies of a letter of transmittal
- check in amount of \$.00 as filing fee
- Patent application (48 page(s) of specification; 202 claim(s); 1 page(s) of abstract)
- 7 sheet(s) of informal drawings
- executed Declaration and Power of Attorney
- Information Disclosure Statement
- Form PTO 1449 (with 7 references)
- return postcard

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service with sufficient postage under 37 C.F.R. § 1.10 on the date indicated above and are addressed to:

Box PATENT APPLICATION
Assistant Commissioner for Patents
Washington, D.C. 20231

Date: December 8, 1999

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Signature